

OCT 17 2008

ROBERT H. SHEM WELL, CLERK  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION

MANUEL YBARRA

: DOCKET NO. 2:06-cv-1367

VS.

: JUDGE MINALDI

MICHAEL J. ASTRUE,  
COMMISSIONER OF SOCIAL  
SECURITY

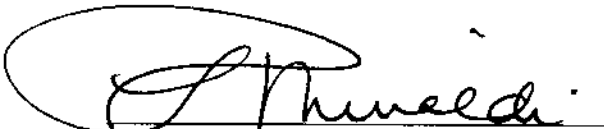
: MAGISTRATE JUDGE KAY

JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein and after an independent review of the record, and a *de novo* determination of the issues, and consideration of the objections filed herein, and having determined that the findings are correct under applicable law; it is

ORDERED that the Commissioner's determination be AFFIRMED and that plaintiff's Complaint be DISMISSED WITH PREJUDICE.

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 17 day of Oct, 2008.

  
PATRICIA MINALDI  
UNITED STATES DISTRICT JUDGE